

firmation of the Senate with respect to the following appointment:

To be a member of the Game and Fish Commission, to fill the unexpired term of Hal Peterson, resigned, and for a six-year term to expire September 1, 1967: Wilson Southwell of San Antonio, Bexar County.

Respectfully submitted,

PRICE DANIEL,  
Governor of Texas.

#### House Bills on First Reading

The following bills received from the House, were read the first time and referred to the committees indicated:

H. B. No. 2, To the Committee on State Affairs.

H. B. No. 15, To the Committee on Finance.

H. B. No. 8, To the Committee on Education.

H. B. No. 16, To the Committee on Game and Fish.

#### Memorial Resolutions

S. R. No. 8—By Senator Parkhouse: Memorial resolution for Captain Gary Herods. Amended by Senator Baker to add names of Lieutenant Governor and all Senators as signers.

S. R. No. 9—By Senator Willis: Memorial resolution for Mrs. Vivian Brewer.

#### Welcome Resolutions

S. R. No. 10—By Senator Secrest: Extending welcome and privileges of floor to Honorable A. D. Sappington of Columbia, Missouri.

S. R. No. 11—By Senator Gonzalez: Extending welcome to members of Language School of Lackland A.F.B.

S. R. No. 12—By Senator Hazlewood: Extending welcome to Paul Hamrick of Amarillo.

#### Adjournment

On motion of Senator Hardeman the Senate at 11:04 o'clock a.m., adjourned until 10:30 o'clock a.m. tomorrow.

#### FOURTH DAY

(Wednesday, July 19, 1961)

The Senate met at 10:30 o'clock a.m., pursuant to adjournment, and was called to order by the President Pro Tempore.

The roll was called and the following Senators were present:

Aikin	Martin
Baker	Moffett
Calhoun	Moore
Colson	Owen
Creighton	Parkhouse
Crump	Patman
Fuller	Ratliff
Gonzalez	Reagan
Hardeman	Roberts
Hazlewood	Schwartz
Herring	Secrest
Hudson	Smith
Kazen	Weinert
Krueger	Willis
Lane	

Absent—Excused

Dies Rogers

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal approved.

#### Leaves of Absence

Senator Rogers was granted leave of absence for today on account of important business on motion of Senator Schwartz.

Senator Dies was granted leave of absence for today on account of illness in the family on motion of Senator Schwartz.

#### Message from the House

Hall of the House of Representatives  
Austin, Texas,  
July 19, 1961.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. C. R. No. 7, Granting permission to Eula Mae Lassater to sue the State

of Texas and the State Highway Department.

Respectfully submitted,  
DOROTHY HALLMAN,  
Chief Clerk, House of Representatives

#### Reports of Standing Committees

Senator Parkhouse submitted the following report:

Austin, Texas,  
July 18, 1961.

Hon Ben Ramsey, President of the Senate.

Sir: We, your Committee on Water and Conservation, to whom was referred S. B. No. 10, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

PARKHOUSE, Chairman.

Senator Roberts submitted the following report:

Austin, Texas,  
July 18, 1961.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred H. B. No. 15, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, as amended, and be printed.

ROBERTS, Chairman.

Senator Krueger submitted the following report:

Austin, Texas,  
July 19, 1961.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred H. B. No. 16, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

KRUEGER, Chairman.

#### Senate Bills on First Reading

The following bills were introduced, read first time and referred to the committees indicated:

By Senator Fuller:

S. B. No. 24, A bill to be entitled "An Act amending Section 2 of Chapter 147, Acts of the 51st Legislature, Regular Session, 1949, as last amend-

ed by Chapter 20, Acts of the 55th Legislature, Regular Session, 1957, which Section 2 relates to the powers, rights, privileges and functions of the Port of Beaumont Navigation District, by adding to said Section two new subsections to be known as subsection (k) and (l) respectively, relating to the authority of the Board of Commissioners to fix rates of pilotage and the liability of certain vessels under certain circumstances for the payment of pilotage; and declaring an emergency."

To the Committee on Counties, Cities and Towns.

By Senator Fuller:

S. B. No. 25, A bill to be entitled "An Act amending Section 2 of Chapter 370, Acts of the 53rd Legislature, Regular Session, 1953, as said Act was amended and re-enacted by Chapter 80, Acts of the 55th Legislature, Regular Session, 1957, which Section 2 relates to the powers, rights, privileges and functions of the Orange County Navigation and Port District, by adding to said Section two (2) subsections to be known as subsections (k) and (l) respectively, relating to the authority of the Board of Commissioners to fix rates of pilotage and the liability of certain vessels under certain circumstances for the payment of pilotage; and declaring an emergency."

To the Committee on Counties, Cities and Towns.

By Senator Fuller:

S. B. No. 26, A bill to be entitled "An Act amending Article 8274 of the Revised Civil Statutes of Texas, 1925, as last amended by Chapter 21, Acts of the 56th Legislature, Regular Session, 1959, to increase the rate of pilotage which may be charged in the ports and/or terminals located above the junction of the Neches River with the Sabine-Neches Canal; and declaring an emergency."

To the Committee on Counties, Cities and Towns.

By Senator Owen:

S. B. No. 27, A bill to be entitled "An Act amending Chapter 10, Title 122A, Taxation—General, Revised Civil Statutes of Texas, relating to the Special Fuels Tax Law, by amending the following Articles and subsections of Articles: Article 10.02, defining terms; Subsections (3), (4) and (5)

of Article 10.03, providing for the collection and payment of taxes by suppliers, dealers, and users with exceptions; adding Article 10.06A, providing for hearings in certain cases; Subsection (1) of Article 10.11, relating to permits to sell or use special fuels; Subsection (2) of Article 10.12 prescribing records to be kept and invoices to be issued; Subsections (3), (5) and (6) of Article 10.13, relating to the reporting and payment of taxes to this State and authorizing a credit for tax paid on special fuels thereafter used in other States; Subsection (1) of Article 10.18, to make statutory and civil penalties uniform with other tax laws; amending Subsections (3), Article 9.02 of Chapter 9 of said Title 122A, relating to motor fuel imported in fuel supply tanks of motor vehicles and for accounting for the taxes thereon; containing savings and severability clauses; and declaring an emergency."

(Held for referral.)

By Senator Schwartz:

S. B. No. 28, A bill to be entitled "An Act to amend Section 1 of Senate Bill 251, Acts of the Fifty-seventh Legislature, Regular Session, 1961, so as to eliminate therefrom the requirement that 'incorporated' cities in which 'Eligible Districts' are situated must border the Gulf of Mexico; and declaring an emergency."

(Held for referral.)

#### Senate Concurrent Resolution 11

Senator Owen offered the following resolution:

S. C. R. No. 11, Creating Electronic Computer Coordinating and Use Committee.

Whereas, Pursuant to a study made under House Concurrent Resolution No. 73 of the Fifty-fifth Legislature an Electronic Data Computer Center was authorized by the Legislature; and

Whereas, It was the intention of the Legislature in authorizing the establishment of an Electronic Data Computer Center that it be used not only by the State Comptroller's Department but by other State agencies and departments as well; and

Whereas, Pursuant to House Concurrent Resolution No. 70 of the Fifty-sixth Legislature an objective and comprehensive study has been undertaken of the fiscal, record-keeping, and

tax collecting functions of the State Government; and

Whereas, Only the partial results of such a study have been made available for consideration and action by the Fifty-seventh Legislature during the current Regular Session; and

Whereas, A careful, systematic, impartial, and thorough analysis of such important activities as tax administration, record-keeping, central accounting, auditing, payroll preparation, and disbursement of public money is long overdue and will result significantly in increasing the efficiency of governmental administration; now, therefore, be it

Resolved, by the Senate of the State of Texas, the House concurring, That there is hereby created the Electronic Computer Coordinating and Use Committee to be comprised of one member of the Texas House of Representatives appointed by the Speaker thereof, and one member of the Senate of Texas appointed by the Lieutenant Governor. A chairman of such Committee shall be elected annually by the members thereof. Members of said Committee shall serve without compensation other than their annual salaries as Legislators, but shall be entitled to reimbursement for actual and necessary expenses incurred in the work of such Committee. Members of said Committee shall be replaced in accordance with the provisions of Chapter 377, Acts, 53rd Legislature, 1953, as amended. The work of said Committee and membership thereon shall be terminated on or before August 31, 1965; and be it further

Resolved, That it shall be one of the primary duties of the Committee herein created to bring about more economical operation of the Electronic Data Computer Center by determining how more of the record-keeping of the State may be taken over or adopted for use by the existing facility; and, if practicable how it may be put on a 24-hour daily operation schedule, thereby greatly decreasing the per hour rental cost; and be it further

Resolved, That it shall be the further duty of the Committee to examine the administration and enforcement of State taxes, permit and license fees; the preparation and maintenance of fiscal records, central accounting processes, disbursement and payroll preparation procedures, examination of forms and reports required or used; and pre-auditing methods. It

shall be the further duty of the Committee to recommend improvements in such activities to the responsible officers and executive heads of State departments and agencies, to the Governor, and to the Legislature. The Committee shall report annually to the Governor and to the Texas Legislature on the results of its work and recommendations, which report shall also describe any pending recommendations not then effectuated; and be it further

Resolved, That it shall be the further duty of said Committee to examine the nature and necessity of special funds and accounts in the State's fiscal structure which have been created by statute or by administrative actions, and to recommend to the Governor and the Texas Legislature the elimination, consolidation, and simplification of such special funds and accounts; and be it further

Resolved, That, officers and employees of State departments and agencies are hereby requested and directed to assist and cooperate in every practicable way with the Committee created by this resolution. Said Committee may request staff assistance from the Legislative Audit Committee, the Legislative Budget Board, the Legislative Council, any State college or university, the Texas Research League and from any other non-profit organization concerned with improving the effectiveness and efficiency of State Government. Out of any appropriations made available for such purposes, but not to exceed Thirty Thousand Dollars (\$30,000) annually, said Committee also is authorized to employ staff consultants and assistants and to pay travel and any other expenses incidental to the accomplishment of its duties.

The resolution was read and was held for referral.

#### Senate Concurrent Resolution 12

Senator Baker offered the following resolution:

S. C. R. No. 12, Memorializing Congress to support legislation to control manufacture, distribution and use of barbiturates, amphetamines and other dangerous drugs.

Whereas, A thoroughly-researched and well-written series of recent articles in The Houston Post has brought to public attention a distressing so-

cial problem of national importance in the illicit use of barbiturates and amphetamines, two types of dangerous and habit-forming drugs; and

Whereas, These timely and enlightening articles described the relative ease with which these potent drugs can be obtained by persons not authorized to possess them; and

Whereas, It has become increasingly apparent that laxity in controls over the manufacture, distribution and use of these drugs poses a threat to the health, safety and welfare of the nation; and

Whereas, Present Federal law has been proved inadequate to provide proper regulation of the production and distribution of these drugs and to insure that they are marketed and used only for legitimate medical purposes; and

Whereas, Legislation has been introduced in Congress which would strengthen controls on barbiturates and amphetamines; now, therefore, be it

Resolved, by the Senate of the Fifty-seventh Legislature of Texas, the House of Representatives concurring, That the Texas Legislature petition and request Vice President Lyndon B. Johnson, Speaker Sam Rayburn and members of the Texas delegation in Congress to support the measures which have been introduced and any other legislation which would institute proper controls over the manufacture, distribution and use of barbiturates, amphetamines and other similar dangerous drugs; and be it further

Resolved, That copies of this resolution be sent to Vice President Johnson, Speaker Rayburn, United States Attorney General Robert Kennedy, Senator Ralph Yarborough; Senator John Tower; and to each member of the Texas delegation in the House of Representatives of the Congress of the United States.

The resolution was read.

Senator Baker asked unanimous consent to consider the resolution immediately.

There was objection.

On motion of Senator Lane and by unanimous consent the resolution was referred to the Committee on Jurisprudence.

#### Message from the Governor

The following message received

from the Governor was read and was referred to the Committee on Nominations:

Austin, Texas,  
July 19, 1961.

To the Senate of the Fifty-seventh Legislature, First Called Session:

I ask the advice, consent, and confirmation of the Senate with respect to the following appointments:

To be members of the State Board of Examiners in the Basic Sciences, for six-year terms to expire July 23, 1967: Dr. Henry B. Hardt of Fort Worth, Tarrant County; Dr. Eb C. Girvin of Georgetown, Williamson County.

To be a member and chairman of the State Board of Control, for a six-year term to expire August 31, 1967: E. E. McAdams of Austin, Travis County.

To be Firemen's Pension Commissioner, for a two-year term to expire July 1, 1963: Mrs. Marie Hudson of Austin, Travis County.

To be Rio Grande Compact Commissioner, for a two-year term to expire July 16, 1963: Louis A. Scott of El Paso, El Paso County.

Respectfully submitted,  
PRICE DANIEL,  
Governor of Texas.

#### Senate Bill 12 Referred

The President Pro Tempore announced that S. B. No. 12, which was introduced and read first time on Thursday, July 13, 1961, was referred to the Committee on State Affairs.

#### Memorial Resolution

S. R. No. 13—By Senator Willis: Memorial resolution for Mrs. Ninnie L. Baird. Amended by Senator Hardeman to add names of Lieutenant Governor and all Senators as signers.

#### Recess

On motion of Senator Hardeman the Senate at 10:58 o'clock a.m. took recess until 10:30 o'clock a.m. tomorrow.

#### FOURTH DAY

(Continued)

(Thursday, July 20, 1961)

#### After Recess

The Senate met at 10:30 o'clock a.m., and was called to order by the President.

#### Leaves of Absence

Senator Hudson was granted leave of absence for today on account of important business on motion of Senator Schwartz.

Senator Baker was granted leave of absence for today on account of important business on motion of Senator Schwartz.

Senator Secrest was granted leave of absence for today on account of important business on motion of Senator Schwartz.

#### House Bill 15 on Second Reading

On motion of Senator Martin and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 15, A bill to be entitled "An Act transferring from net revenues collected pursuant to Articles 702 and 706 of Chapter 7 of H. B. No. 11, Acts of the Fifty-sixth Legislature, Third Called Session, 1959, Chapter 1 (cigarette tax) the sum of \$500,000 to the Legislative Expense Fund; appropriating said sum for the expenses of the Legislature; and declaring an emergency."

The bill was read second time.

Senator Martin offered the following committee amendment to the bill:

Amend H. B. No. 15 by deleting Section 2 and by substituting the following language:

Sec. 2. Out of the sum of Five Hundred Thousand (\$500,000) Dollars transferred to and deposited in the Legislative Expense Fund by Section 1 of this Act, there is hereby appropriated for the purposes authorized by Section 24 of Article III of the Constitution of Texas and for such other expenses of the Legislature as are authorized by Chapter 1 (H. B.